

S/N 10/519,811

PATENTIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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|-------------|--|-----------------|----------------|
| Applicant: | ERICKSON et al. | Examiner: | Unknown |
| Serial No.: | 10/519,811 | Group Art Unit: | Unknown |
| Filed: | December 28, 2004 | Docket No.: | 00270.0079USWO |
| Title: | HARVEST-INDUCIBLE GENES FROM ALFALFA (MEDICAGO SATIVA) AND METHODS OF USE THEREOF (AS AMENDED) | | |

CERTIFICATE UNDER 37 CFR 1.8:

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on July 26, 2005.

By: 

Name: Sarah Dannecker

COMMUNICATION REGARDING MISSING REQUIREMENTS

Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Commissioner:

In connection with the above-identified application, enclosed please find the originally signed Combined Declaration and Power of Attorney. Also enclosed is our check in the amount of \$130.00 to cover the Missing Requirements completion fee.

Respectfully submitted,



MERCHANT & GOULD P.C.
P.O. Box 2903
Minneapolis, Minnesota 55402-0903
(612) 332-5300

Dated: July 26, 2005By: 

Gregory A. Sebal
Reg. No. 33,280

GAS/sbd

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: ERICKSON et al. Examiner: Unknown
Serial No.: 10/519,811 Group Art Unit: Unknown
Filed: December 28, 2004 Docket: 00270.0079USWO
Confirmation No.: 7621 Notice of Allow. N/A
Date:
Due Date: August 14, 2005
Title: HARVEST-INDUCIBLE GENES FROM ALFALFA (MEDICAGO SATIVA) AND METHODS OF USE THEREOF (AS AMENDED)

CERTIFICATE UNDER 37 CFR 1.8:

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By: 
Name: Sarah Dannecker

Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

23552
PATENT TRADEMARK OFFICE


Commissioner:

We are transmitting herewith the attached:

- ☒ Transmittal Sheet in duplicate containing Certificate of Mailing
- ☒ Notification of Missing Requirements Under 35 U.S.C. 371
- ☒ Signed Combined Declaration and Power of Attorney
- ☒ Check(s) in the amount of \$130.00 for the Missing Requirements completion fee
- ☒ Other: Communication Regarding Missing Requirements
- ☒ Return postcard

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers or any future reply, if appropriate. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. A duplicate of this sheet is enclosed.

Merchant & Gould P.C.
P.O. Box 2903
Minneapolis, MN 55402-0903
612.332.5300

By: 
Name: Gregory A. Sebald
Reg. No.: 33,280
GAS/sbd



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

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|---|---|--------------------------------------|
| U.S. APPLICATION NUMBER NO. 10/519,811 | FIRST NAMED APPLICANT Larry Erickson | ATTY. DOCKET NO. 00270.0079USWO ✓ |
|---|---|--------------------------------------|

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|---|-----------------------------|
| INTERNATIONAL APPLICATION NO. PCT/CA03/00964 | |
| LA. FILING DATE 06/27/2003 | PRIORITY DATE 06/28/2002 |

23552
MERCHANT & GOULD PC
P.O. BOX 2903
MINNEAPOLIS, MN 55402-0903

GAS
Miss Reg 2: Aug. 14, 2005
Miss Reg 3/PTA: Sept. 14, 2005
Miss Reg Stat: Dec. 14, 2005 D. ✓

CONFIRMATION NO. 7621
371 FORMALITIES LETTER
OC000000016264728
OC000000016264728

Date Mailed: 06/14/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 12/28/2004
- Copy of the International Search Report filed on 12/28/2004
- Copy of IPE Report filed on 12/28/2004
- Preliminary Amendments filed on 12/28/2004
- Information Disclosure Statements filed on 12/28/2004
- Biochemical Sequence Diskette filed on 12/28/2004
- Oath or Declaration filed on 12/28/2004
- Biochemical Sequence Listing filed on 12/28/2004
- Request for Immediate Examination filed on 12/28/2004
- U.S. Basic National Fees filed on 12/28/2004
- Priority Documents filed on 12/28/2004

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- \$130 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

SUMMARY OF FEES DUE:

PROLAW

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Late oath or declaration Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

SHAKEEL AHMED

Telephone: (703) 308-9140 EXT 208

PART 1 - ATTORNEY/APPLICANT COPY

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 10/519,811 | PCT/CA03/00964 | 00270.0079USWO |

FORM PCT/DO/EO/905 (371 Formalities Notice)